

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

**RECEIVED**  
Clerk's Office  
USDC, Mass.  
Date 3/3/05  
By M.P.  
Deputy Clerk

Suzanne Genereux, et al.

Plaintiffs,

v.

American Beryllia Corp., et al.

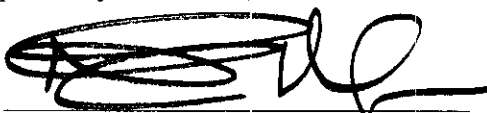
Defendants.

)  
)  
)  
)  
) Case No. 04-cv-12137 JLT  
)  
)  
)  
)

**DEFENDANT BRUSH WELLMAN INC.'S MOTION  
FOR LEAVE TO FILE SUPPLEMENTAL BRIEF IN SUPPORT  
OF ITS MOTION TO DISMISS COUNT VI OF PLAINTIFFS' COMPLAINT**

Defendant Brush Wellman Inc. ("Brush") requests leave of the Court to file a Supplemental Brief, submitted herewith, in support of Brush's motion to dismiss Count VI of the Amended Complaint ("Fraudulent Concealment or Nondisclosure"). As grounds for its motion, Brush states that the Supplemental Brief provides the Court with additional authority which was decided subsequent to Brush's filing of its Reply Brief.

Respectfully submitted,

By: 

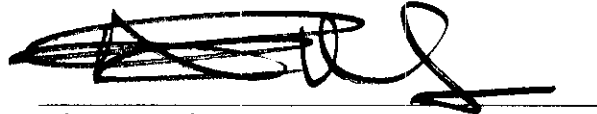
Alan M. Spiro (Federal Bar No. 475650)  
Edwards & Angell, LLP  
101 Federal Street  
Boston, MA 02110  
Tel: 617.951.2204  
Fax: 888.325.9124

Jeffery D. Ubersax  
Jones Day  
North Point  
901 Lakeside Ave.  
Cleveland, Ohio 44114-1190  
Tel: 216.586.3939  
Fax: 216.579.0212

Attorneys for Defendant Brush Wellman Inc.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 4th day of March, 2005, a true and correct copy of the foregoing MOTION FOR LEAVE TO FILE SUPPLEMENTAL BRIEF was served via U.S. mail, first class postage prepaid, upon all counsel of record, as set forth below.



Alan M. Spiro  
Attorney for Brush Wellman Inc.

Leo V. Boyle, Esq.  
Bradley M. Henry, Esq.  
Meehan, Boyle, Black & Fitzgerald, PC  
Two Center Plaza  
Suite 600  
Boston, MA 02108  
617-523-8300

Ronald M. Jacobs, Esq.  
James F. Kavanaugh, Jr., Esq.  
Conn, Kavanaugh, Rosenthal, Peisch & Ford, LLP  
Ten Post Office Square,  
4th Floor  
Boston, MA 02109  
617-482-8200

Ruben Honik, Esq.  
Sherrie J. Cohen, Esq.  
Stephen Matanovic, Esq.  
Golomb & Honik, P.C.  
121 S. Broad Street  
9<sup>th</sup> Floor  
Philadelphia, PA 19107  
215-985-9177

Attorneys for Defendant Raytheon Co.

John C. Wyman  
Murtha Cullina, LLP  
20th Floor  
99 High Street  
Boston, MA 02110-2320  
617-457-4041

Attorneys for Plaintiffs

Robert P. Sharon, Esq.  
Robert P. Sharon P.C.  
225 Broadway  
Suite 2600  
New York, New York 10007  
212-227-5550

Attorney for Defendants Kyocera America, Inc. and  
Kyocera Industrial Ceramics Corp.

Robert M. A. Nadeau  
Nadeau & Associates, PA  
1332 Post Road, Suite 4A  
Wells, Maine 04090  
207-324-3500

Attorney for Defendant Hardric Laboratories, Inc.

William F. Ahern, Esq.  
Clark, Hunt and Embry  
55 Cambridge Parkway  
Cambridge, MA 02142  
617-494-1920

Attorneys for Defendant American  
Beryllia Corp.